

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Cary J. Pickett,

Case No. 2:19-cv-00611-JAD-EJY

Plaintiff

v.

Lisa Walsh, et al.,

**Order Extending Stay**

Defendants

On June 16, 2020, the Court issued a screening order in this case.<sup>1</sup> The screening order stayed the case for 90 days to allow for Plaintiff Cary J. Pickett and the Office of the Attorney General to conduct settlement discussions. But the order inadvertently omitted language directing the Clerk of the Court to electronically serve the Office of the Attorney General. As a result, it appears that the Attorney General's Office did not receive service of the Court's screening order or Plaintiff's complaint.

IT IS THEREFORE ORDERED that the **stay in this case will remain in place for 90 days** from the date of this order to allow the plaintiff and the defendants an opportunity to settle their dispute before an answer is filed or the discovery process begins. On or before 90 days from the date this order is entered, the Office of the Attorney General must file the report form attached to this order regarding the results of the 90-day stay, even if a stipulation for dismissal is entered before the end of the stay.

IT IS FURTHER ORDERED that the Clerk of the Court is directed to electronically **SERVE** a copy of this order, a copy of the Court's screening order (ECF No. 4), and a copy of Plaintiff's complaint (ECF No. 5) on the Office of the Attorney General of the State of Nevada,

---

<sup>1</sup> ECF No. 4.

1 by adding the Attorney General of the State of Nevada to the docket sheet. This does not  
2 indicate acceptance of service.

3 IT IS FURTHER ORDERED that **the Attorney General's Office must advise the**  
4 **Court within 21 days of this order whether it will enter a limited notice of appearance on**  
5 **behalf of defendants** for the purpose of settlement. The filing of the limited notice of  
6 appearance will not constitute waiver of any defense or objection.

7 Dated: July 27, 2020

8   
9 \_\_\_\_\_  
10 U.S. District Judge Jennifer A. Dorsey  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Cary J. Pickett,

Plaintiff

v.

Lisa Walsh, et al.,

Defendants

Case No. 2:19-cv-00611-JAD-EJY

**Attorney General's Report of  
Results of 90-Day Stay**

**NOTE: This form must be filed only by the Office of the Attorney General.  
The inmate plaintiff MUST NOT file this form.**

On December 4, 2019, the Court issued its screening order stating that it had conducted its screening under 28 U.S.C. § 1915A, and that certain specified claims in this case would proceed. On July 27, 2020, the Court issued a follow up order directing the Office of the Attorney General of the State of Nevada to file a report 90 days after the date of the entry of the Court's follow up order to indicate the status of the case at the end of the 90-day stay. By filing this form, the Office of the Attorney General hereby complies with that order.

**REPORT FORM**

[Identify which of the following two situations (identified in bold type) describes the case, and follow the instructions corresponding to the proper statement.]

**Situation One: Mediated Case: The case was assigned to mediation by a court-appointed mediator during the 90-day stay.** [If this statement is accurate, check **ONE** of the six statements below and fill in any additional information as required, then proceed to the signature block.]

\_\_\_\_\_ A mediation session with a court-appointed mediator was held on \_\_\_\_\_ [enter date], and as of this date, the parties have reached a settlement (*even if paperwork to memorialize the settlement remains to be completed*). (*If this box is checked, the parties are on notice that they must SEPARATELY file either a contemporaneous stipulation of dismissal or a motion requesting that the Court continue the stay in the case until a specified date upon which they will file a stipulation of dismissal.*)

\_\_\_\_\_ A mediation session with a court-appointed mediator was held on \_\_\_\_\_ [enter date], and as of this date, the parties have not reached a settlement. The Office of the Attorney General therefore informs the Court of its intent to proceed with this action.

1 \_\_\_\_\_ No mediation session with a court-appointed mediator was held during the 90-day  
 2 stay, but the parties have nevertheless settled the case. *(If this box is checked, the*  
 3 *parties are on notice that they must SEPARATELY file a contemporaneous*  
 4 *stipulation of dismissal or a motion requesting that the Court continue the stay in*  
 5 *this case until a specified date upon which they will file a stipulation of*  
 6 *dismissal.)*

7 \_\_\_\_\_ No mediation session with a court-appointed mediator was held during the 90-day  
 8 stay, but one is currently scheduled for \_\_\_\_\_ [enter date].

9 \_\_\_\_\_ No mediation session with a court-appointed mediator was held during the 90-day  
 10 stay, and as of this date, no date certain has been scheduled for such a session.

11 \_\_\_\_\_ None of the above five statements describes the status of this case.  
 12 Contemporaneously with the filing of this report, the Office of the Attorney  
 13 General of the State of Nevada is filing a separate document detailing the status of  
 14 this case.

15 \* \* \* \* \*

16 **Situation Two: Informal Settlement Discussions Case: The case was NOT assigned to**  
 17 **mediation with a court-appointed mediator during the 90-day stay; rather, the parties were**  
 18 **encouraged to engage in informal settlement negotiations.** [If this statement is accurate, check  
 19 **ONE** of the four statements below and fill in any additional information as required, then  
 20 proceed to the signature block.]

21 \_\_\_\_\_ The parties engaged in settlement discussions and as of this date, the parties have  
 22 reached a settlement *(even if the paperwork to memorialize the settlement remains*  
 23 *to be completed).* *(If this box is checked, the parties are on notice that they must*  
 24 *SEPARATELY file either a contemporaneous stipulation of dismissal or a motion*  
 25 *requesting that the Court continue the stay in this case until a specified date upon*  
 26 *which they will file a stipulation of dismissal.)*

27 \_\_\_\_\_ The parties engaged in settlement discussions and as of this date, the parties have  
 28 not reached a settlement. The Office of the Attorney General therefore informs  
 29 the Court of its intent to proceed with this action.

30 \_\_\_\_\_ The parties have not engaged in settlement discussions and as of this date, the  
 31 parties have not reached a settlement. The Office of the Attorney General  
 32 therefore informs the Court of its intent to proceed with this action.

33 \_\_\_\_\_ None of the above three statements fully describes the status of this case.  
 34 Contemporaneously with the filing of this report, the Office of the Attorney  
 35 General of the State of Nevada is filing a separate document detailing the status of  
 36 this case.

Submitted this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by:

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Phone #: \_\_\_\_\_

Email: \_\_\_\_\_